

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

BETTY RUTH DAVIS,
Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,
Defendant.

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No. 3:11-cv-100
(Phillips/Guyton)

ORDER

This Social Security appeal is before the Court pursuant to the report and recommendation filed by United States Magistrate Judge H. Bruce Guyton [Doc. 23] regarding Plaintiff's Motion for Attorney Fees Under Equal Access to Justice Act, 28 U.S.C. § 2412(d) [Doc. 20]. There have been no timely objections to the report and recommendation. *See* 28 U.S.C. § 636(b)(1); Fed .R. Civ. P. 72(b).

After a careful review of this matter, the Court is in agreement with the magistrate judge's conclusion that Plaintiff's motion [Doc. 20] be **GRANTED**. Accordingly, the court **ACCEPTS IN WHOLE** the report and recommendation under 28 U.S.C. § 636(b)(1) and Rule 72(b) of the Federal Rules of Civil Procedure. It is hereby **ORDERED**, for the reasons stated in the report and recommendation, which the court adopts and incorporates into its ruling, that Plaintiff's Motion for Attorney Fees Under Equal Access to Justice Act [Doc. 20] is **GRANTED**, whereby a judgement awarding plaintiff attorney fees in the amount of \$1961.00 is **ENTERED**.

IT IS SO ORDERED.

ENTER:

s/ Thomas W. Phillips
United States District Judge